

**Town of Shrewsbury - Board of Selectmen
Richard D. Carney Municipal Office Building-Selectmen's Meeting Room
100 Maple Avenue
Monday, November 22, 2004 at 7:00 PM**

Minutes

Present:

Bruce Card, Maurice DePalo, Thomas Fiore, Philip Hammond, John Lebeaux, and Daniel Morgado, Town Manager. Mr. DePalo called the meeting to order at 7:04pm.

Preliminaries:

1. Approve bills, payrolls and warrants #0539 in the amount of \$1,589,458.93, and #0542 in the amount of \$5,511,144.09.
2. Approve Minutes of November 8, 2004 and November 15, 2004. Motion made, seconded and unanimously voted to approve.
3. Announcements – Mr. Lebeaux announced that the Pop Warner PeeWee Football Team were the 2004 Mass. State Champions and were advancing to the New England Regional Championship on November 26th. He congratulated the team their accomplishment and wished them well in the upcoming championship game. Mr. DePalo announced that the Board had received a letter from the Mass. Collectors & Treasurers Assoc. advising that they had renewed their certification of Treasurer/Collector Carolyn Marcotte. Renewal is only granted to those who have been previously certified and who have attended the annual school of the Association at UMass in Amherst and successfully completed the required courses in municipal law, finance and administration. Congratulations to Ms. Marcotte.
4. Town Manager's Report – Nothing other than what is on the Agenda. He asked that the Board settle the meeting schedule for January-June 2005. A meeting had been scheduled for January 17th which is a holiday. He suggested meeting on January 3, 10 and 31 and, if necessary, February 7. Motion was made, seconded and unanimously voted to approve revision to schedule.

Meetings:

Public Hearings:

Old Business:

5. Appoint Associate ZBA Member. Mr. Depalo advised that he had been asked by other Board members to hold on an appointment in order to determine the best candidate to fill this opening. The Board agreed to hold on appointment.
6. Report from Chief Sampson re: Stop Sign Request – Kinglet & Grace Avenue. Two letters have been received regarding this area. After a discussion the Board decided to ask Chief Sampson to review and recommend some type of signage other than stop signs. Forward to Chief for further study and recommendation.
7. Hook Property. Town has right of first refusal on this property. The Board decided to forward to the Planning Board and Conservation Commission for their recommendations before taking action. Forwarded to Planning Board for review and recommendation.
8. Reevaluate plowing of certain private streets. Mr. DePalo advised that the Board had received letters and calls regarding the streets that had been removed from the plowing list. Motion was made to reverse the Board's vote of October 18, 2004 and reinstate Pond Street, Howard Street (Caroline Avenue to Willard Avenue) and Naples Street (Edgewater Avenue to Plainfield Avenue) to the plowing of private streets list pursuant to Chapter 40: Section 6C Removal of ice and snow from private ways. Motion seconded and unanimously voted. The Board continued on to discuss regarding the plowing of private sub-division streets. This had been a topic of discussion by the Board before but a policy has not been determined on the matter. Mr. Fiore and Mr. Hammond will meet with Planning Board Chair Mel Gordon to work out a policy that would shift the responsibility to developers for plowing of unaccepted subdivision streets. Any policy would affect only new subdivisions and not those currently being plowed by the Town. Motion was made to approve the list of private subdivision streets as presented by Highway Supt. John Knipe for plowing and sanding services. Motion was seconded and unanimously approved.

New Business:

9. Request from Kay Dietrich, 107 Cherry Street, to use Town Common and Bandstand for Annual Caroling on the Common Event on Thursday, December 23, 2004 at 7:00pm. The Congregational Church has given their approval. Motion was made, seconded and unanimously voted to approve the request for Annual Caroling on the Common on December 23, 2004.
10. Struck Catering, 130 Hamilton Street, Worcester, MA. One Day All Alcohol License for event at Maxtor Building, 333 South Street, Tuesday, December 7, 2004 from 4:00pm to 6:00pm. Motion was made, seconded and voted four in favor with one abstention to approve Struck Catering's request for a One Day All Alcohol License as stated in the application.
11. Struck Catering, 130 Hamilton Street, Worcester, MA. One Day All Alcohol License for event at Hoagland Pincus-Conference Center, 222 Maple Ave., Wednesday, December 8, 2004 from 5:00pm to 10:00pm. Motion was made, seconded and voted four in favor with one abstention to approve Struck Catering's request for a One Day All Alcohol License as stated in the application.

Executive Session:

12. Collective bargaining, value of real property and pending litigation. Motion was made, seconded, and unanimously voted to adjourn into executive session at 7:45pm and not to reconvene for the purpose of discussing collective bargaining and value of real property. The Board was polled, Mr. Fiore, yes, Mr. Hammond, yes, Mr. Card, yes, Mr. Lebeaux, yes and Mr. DePalo, yes.

Communications:

13. Noted copy mailed: CMMPO Meeting Notice. Mr. DePalo said that there was nothing new to report at this time.
14. Noted copy mailed: Letter from MMA re Annual Town Report Contest.
15. Noted copy mailed: Letter from Dorothy Johnson, 24 Howard Street, re snow plowing.
16. Noted copy mailed: Memo from Mr. Morgado re Sediment Study. Meeting with Westborough Selectmen and Treatment Plant Board is set for December 7th at 7:00pm at the Plant.
17. Noted copy mailed: ZBA Hearing Minutes, 10/26/04, Steven Alward, 35 Flagg Road.
18. Noted copy mailed: ZBA Hearing Minutes, 10/26/04, Florence & George Berquist, 95 Worthington Avenue & 19 Jackson Street.
19. Noted copy mailed: ZBA Hearing Minutes, 10/26/04, Yunsheng MA, 21 Vinnie Way.
20. Noted copy mailed: ZBA Hearing Minutes, 10/26/04, Steven Greene, 16 Brook Street.
21. Noted copy mailed: ZBA Hearing Minutes, 10/26/04, Richard & Linda Zolla, 370 Grafton Street.
22. Noted copy mailed: School Committee Agenda, 11/17/04.
23. Noted copy mailed: Notice from Arc re Forum with House Speaker DiMasi. Mr. Hammond reported that he had attended this meeting and the Speaker had pledged his cooperation with things affecting Central Massachusetts communities.
24. Noted copy mailed: U.S.Dept. of the Interior Scientific Investigations Report 2004-5119, "Simulation of Ground-Water Flow & Evaluation of Water-Management Alternatives in the Assabet River Basin, Eastern Massachusetts. (Report on file on BOS office)
25. Noted copy mailed: Memo from Mr. Morgado re Plainfield Avenue.
26. Noted copy mailed: Memo from Mr. Morgado re Parking Ticket Fees. Chief Sampson will attend next meeting to discuss.
27. Noted copy mailed: Mr. Morgado's letter to Dr. Bent re FY 2006 budget.
28. Noted copy mailed: Veolia Water Monthly Compliance Report, October 2004.
29. Noted copy mailed: Shrewsbury Electric & Cable Operations Commission Meeting Minutes, 10/18/04.
30. Noted copy mailed: ZBA Hearing Minutes, 9/14/04, Anthony & Carolyn Panarelli, 43 Bay View Drive.
31. Noted copy mailed: Expanded ENF Filing Avalon Shrewsbury. (complete report on file in BOS office)
32. Noted copy mailed: NEPCo Yearly Operational Plan & Maps, Vegetation Management Treatments. (complete report on file in BOS office)
33. Noted copy mailed: Memo from Highway Supt. John Knipe re Sand Barrels. Highway Supt. Knipe asked the Board's approval not to put out sand barrels around town except for public buildings as they only get buried by snow and are not used. After a discussion regarding a few streets that would still need to have sand available the Board authorized Mr. Knipe to proceed and advise the Board if problems occur.
34. Noted copy mailed: Westborough Treatment Plant Board Meeting Minute, 10/13/04.

35. Noted copy mailed: Public Hearing Notice from MBTA re Draft FY 2005-FY 2010 Capital Investment Program.
36. Noted copy mailed: Planning Board Agenda, 12/2/04.

Motion was made, seconded, and unanimously voted to adjourn into executive session at 7:45pm not to reconvene for the purpose of discussing value of real property.

Respectfully submitted,

Janice C. McCoy
Secretary